SIROTKIN VARACALLI & HAMRA, LLP 110 EAST 59<sup>TH</sup> STREET, STE. 3200, New York, NY 10022

12.1.16

Market Distributors 355 Food Center Drive A5-12 Hunts Point Cooperative Market Bronx, NY 10474

RE: Tecun et al. v. Mildred Deli Grocery Inc. et al. Index No. 16-cv-05796

To Whom It May Concern:

I am writing on behalf of Colombia Nunez, owner of Mildred Deli Grocery. We represent Mildred Deli Grocery in a litigation brought by a former employee. We previously sent you a letter requesting invoices or statements, covering 2013 to 2016, as well as a certification to be signed whoever keeps your business' customer records. It has come to our attention that the certification included with that letter was incorrect. We ask that you use the enclosed affidavit instead.

In order to comply with the legal proceedings, we ask that you provide us with all invoices or statements regarding Mildred Deli Grocery or Colombia Nuñez from 2013 to 2016 along with completing, signing, and notarizing the attached affidavit.

The affidavit states that you are providing valid, complete, un-tampered records to the court. If you do not have any records during any period of that time provide a statement as to why not.

The court has a strict deadline, so we ask that you provide the above to us as quickly as possible and by December 7, 2016 at the latest. Please contact us if you have any questions.

Thank you for your prompt attention to this matter.

Truly Yours,

SIROTKIN VARACALLI & HAMRA, LLP

By: Douglas Varacalli (DV3756) 110 E 59<sup>th</sup> Street, Suite 3200

SIROTKIN VARACALLI & HAMRA, LLP \*TEL: 646-590-0571 \*FAX: 646-619-4012 \*WeB:www.svhllp.com

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## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

JESUS TECUN, MANUEL CIPRIANO MEJIA, CONCEPCION SANCHEZ ALONSO, CRISTINA GATICA LUNA, LAURO GARZON VALENCIA FLORES, and MIRIAM PINOS BUENDIA, individually and on behalf of others similarly situated,	Case No. 1:16-cv-05796-RJS  AFFIDAVIT OF RECORDS  CUSTODIAN CERTIFYING  RECORDS
Plaintiffs,	
V.	
MILDRED DELI GROCERY INC. (d/b/a MILDRED DELI & GROCERY), COLOMBIA NUNEZ and AURELIA MEDINA,	
Defendants.	
STATE OF	poses and says:
1. I am over 18 years of age, of sound mind and Affidavit.	d otherwise competent to make this
2. I am the duly authorized custodian of the rec  Market Meats, Inc. and in such cap attached records.	ords for acity, I have authority to certify the
3. The attached records are true copies of all or Murket Meats, Inc. regarding Mildrequested by Sirotkin Varacalli & Hamra, LLP in co	red Deli Grocery, Inc, that were
4. The attached records were kept in the course activity of <u>Market Meats</u> , <u>Inc.</u> and and custom.	of the regularly conducted business were prepared as a regular practice

5. The attached records were prepared by the personnel of Market Meats, Inc. in the ordinary course of business at or near the time

of the act, condition, or event, reported the knowledge of and a business duty to record	
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Sworn and subscribed to before me	
This day of, 20	
Notary Public	
My commission expires:	

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